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patent attorneys

February 5, 2007



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 5, 2007.

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Date of Signature: February 5, 2007

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 10/559,311 for  
METHOD FOR DIAGNOSING CANCER AND METHOD FOR  
DETERMINING CANCER SUSCEPTIBILITY  
Our Ref. No. 1603/2

Sir:

Please find enclosed in connection with the subject U.S. patent application the following documents:

1. Supplemental Information Disclosure Statement (2 pages);
2. Form PTO-1449 (1 page);
3. Copies of cited references (5 references); and
4. A return-receipt postcard to be returned to us with the U.S. Patent and Trademark Office filing stamp thereon.

Please contact our offices if there are any questions with this matter.

Respectfully submitted,

JENKINS, WILSON, TAYLOR & HUNT, P.A.

*JLW*

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Enclosures


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PATENT

  
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Dadra J. Pleasants  
Date of Signature February 5, 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Sakata et al.

Group Art Unit: 1643

**Serial No.: 10/559,311**

Examiner: Gussow, Anne

Filed: April 28, 2006

Docket No.: 1603/2

Confirmation No.: 1552

For: METHOD FOR DIAGNOSING CANCER AND METHOD FOR DETERMINING  
CANCER SUSCEPTIBILITY

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. 1.56, 1.97, and 1.98, applicants' undersigned attorney brings to the attention of the Patent and Trademark Office the documents listed on the attached Form PTO-1449. Copies of the references as well as Form PTO-1449 are attached hereto. This is not to be construed as a representation that a search has been made or that a reference is relevant merely because cited.

No fee under 37 C.F.R. Section 1.17(p) is due as the undersigned hereby certifies that each item of information contained in this statement was cited in a communication

Serial No.: 10/559,311

from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. There is a term of response up to and including February 3, 2007. As February 3, 2007 is a Saturday, the deadline for response is extended to Monday, February 5, 2007.

Early passage of the subject application to issue is earnestly solicited.

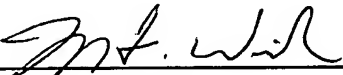
Although it is believed that no fee is due, the Commissioner is hereby authorized to charge any fees associated with the filing of this Information Disclosure Statement to Deposit Account No. 50-0426.

Respectfully submitted,

JENKINS, WILSON, TAYLOR & HUNT, P.A.

Date: 2-5-07

By:

  
\_\_\_\_\_  
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Enclosures

<b>FORM PTO-1449 U.S. Department of Commerce</b> <b>Patent and Trademark Office</b>  List of Documents Cited by Applicant		Application No.:		10/559,311		
		Filing Date:		April 28, 2006		
		First Named Inventor:		Koh-Ichi Sakata		
		Group:		1643		
		Examiner:		Gussow, Anne		
		Attorney Docket No.:		1603/2		
<b>U.S. PATENT DOCUMENTS</b>						
Examiner Initial	Cite No.	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, where relevant passages or relevant figures appear	
<b>FOREIGN PATENT DOCUMENTS</b>						
Examiner Initials	Cite No.	Document Number (country code, no., kind code (if known))	Publication Date	Name of Patentee or Applicant	Pages, columns, lines where relevant passages appear	T
<b>OTHER DOCUMENTS</b>						
Examiner Initials	Cite No.	Include Author (in CAPITAL LETTERS), Title, Journal, Date, Pertinent Pages, Etc.				T
	1.	Supplemental European Search Report for PCT/JP03/07079 dated November 3, 2006				
	2.	Auckley, Dennis H. et al., "Reduced DNA-dependent protein kinase activity is associated with lung cancer", Carcinogenesis, vol. 22, no.5, pp.723-727.				
	3.	Jhappan, C., et al., "DNA-PKcs: a T-cell tumour suppressor encoded at the Mouse <i>scid</i> locus", Nature Genetics, vol 17, no.4, December 1997, pp. 483-486.				
	4.	Yu, Yongjia, et al., "Elevated Breast Cancer Risk in Irradiated BALB/c Mice Associates with Unique Functional Polymorphism of the <i>Prkdc</i> (DNA-dependent Protein Kinase Catalytic Subunit) Gene", Cancer Research, vol. 61, no. 5, 1 March 2001, pp. 1820-1824.				
	5.	Someya, Masanori, et al., "The association of DNA-dependent protein kinase activity with chromosomal instability and risk of cancer", Carcinogenesis, vol. 27, no.1, January 2006, pp. 117-122.				

EXAMINER \_\_\_\_\_ DATE CONSIDERED \_\_\_\_\_

\*Examiner Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.